

Defendants Scott D. Wollney, Joseph R. Shugrue and Paul A. Romano’s Motion to Dismiss Plaintiff’s “Third Amended Petition,” filed January 5, 2021 (doc. 43), is **GRANTED IN PART**. Because the Findings, Conclusions, and Recommendation of the United States Magistrate Judge granted the plaintiff’s motion for leave to file his fourth amended complaint, and it construed the motion to dismiss as also being directed at the fourth amended complaint, all of the plaintiff’s claims against Scott D. Wollney, Joseph R. Shugrue and Paul A. Romano will be **DISMISSED without prejudice** for lack of personal jurisdiction by separate judgment. The defendants’ alternative motion to dismiss for failure to state a claim is **DENIED as moot**.

SIGNED this 6th day of July, 2021.


BARBARA M. G. LYNN
CHIEF JUDGE